



GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

ANIMAL HUSBANDRY DEPARTMENT – Transfer of assets. Liabilities and staff of A.P. Meat Development Corporation Limited to A.P. Sheep and Goat Development Cooperative Federation Limited – Transfer of net assets valued at Rs.15,38,79,000/- of A.P. Meat Development Corporation Limited as investment of the State Government in A.P. Sheep and Goat Development Cooperative Federation Limited by way of book adjustment – Orders – Issued.

ANIMAL HUSBANDRY, DAIRY DEVELOPMENT & FISHERIES (AH.III) DEPARTMENT

G.O. Ms. No. 36

dated 5th May, 2010.

Read the following:

G.O.Ms.No.58, Animal Husbandry, Dairy Development & Fisheries {AH.III(1)}
Department, dated 8.2.2005.

<>0<>

ORDER:

Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited was registered on 6.7.1994 along with its byelaws under the A.P. Cooperative Societies Act, 1964 and the first set of Board of Directors was reconstituted in the G.O. read above. The Federation could not start function as there was no staff, building, infrastructure, funds except that of the share capital of Rs.3,48,690/- contributed by the District Sheep Breeders Cooperative Unions affiliated to the Federation. In view of this, Government have taken a decision to activate the Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited. Accordingly, during the review meeting held on 14.6.2005, Government have decided to reconstitute the Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited by transferring the assets, liabilities and employees of erstwhile Andhra Pradesh Meat Development Corporation Limited to the Federation. The Board of Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited and the Board of Andhra Pradesh Meat Development Corporation have resolved accordingly.

2. In order to give effect to the above decision, to initiate action and to take correct course of action, Sri V.S. Raju, Ex-Registrar of Companies and an Advocate of High Court of Andhra Pradesh has been consulted and he tendered the following opinion:

- 1) the A.P. Meat Development Corporation Limited is governed by the Companies Act whereas the Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited is registered under the A.P. Cooperative Societies Act and as such the transfer of assets, liabilities and staff is not possible by amalgamation of the procedure prescribed under Sections 391 and 394 of the Companies Act;
- 2) the A.P. Meat Development Corporation Limited can pass a resolution in its Board to invest funds of the Company by subscribing the shares of the Federation as per the Section 292 of the Companies Act. The net assets and liabilities can be transferred to the Federation by fixing price by entering into agreement and fixing the consideration. The A.P. Meat Development Corporation Limited will be left with no assets and liabilities and therefore, the activity of the Company will come to an end. At that time, an application under Section 560 of the Companies Act, 1956 be made to the Registrar of Companies for striking off the name of the Corporation.

3. As per the above advice of Sri V.S. Raju, Ex-Registrar of Companies and an Advocate of High Court of Andhra Pradesh and taking the concurrence of the line Departments, the Managing Director, A.P. Meat Development Corporation Limited and the Managing Director, Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited have entered into MoU on 1.12.2009 for transfer of all the assets, liabilities and staff of the Corporation to the Federation.

4. In pursuance of the above MoU and after examining the matter with the concerned line Departments, Government have approved the following:

P.T.O.

- a) the business, activities, assignments and projects hitherto carried on by A.P. Meat Development Corporation Limited may be transferred to be undertaken and carried on by Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited with effect from 1.12.2009;
- b) the assets of A.P. Meat Development Corporation Limited valued as on 30.11.2009 at Rs.70,20,45,000/- (including cash on hand and at Bank including F.Ds), the liabilities valued as on 30.11.2009 at Rs.54,81,66,000/- and the employees (8) presently working in A.P. Meat Development Corporation Limited may be transferred to the Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited with effect from 1.12.2009 as per the terms and conditions mentioned in the MoU; and
- c) Since the net assets valued at Rs.15,38,79,000/- as on 30.11.2009 is proposed to be transferred from A.P. Meat Development Corporation Limited to A.P. Sheep and Goat Development Cooperative Federation Limited, the amount of Rs.15,38,79,000/- may be remitted to the Government account so as to enable to release the same to the A.P. Sheep and Goat Development Cooperative Federation Limited as investment of the State Government by way of book adjustment.

5. In order to invest the amount of net assets valued at as per the book value at Rs.15,38,79,000/- as Government investment in the Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited, Government order for remittance of the amount of Rs.15,38,79,000/- to the head of account "0403-Animal Husbandry-MH-800. Other Receipts – SH (04) Receipts from A.P. Meat Development Corporation (to be opened)". The amount of Rs. 15,38,79,000/ is already sanctioned to A.P. Sheep and Goat Development Cooperative Federation Limited as investment in the Federation. This expenditure shall be debited under the head of account "4403-Animal Husbandry-MH. 195. Investments in A.H. Cooperatives – SH (04) Investments in A.H. Cooperatives – 540. Investments (to be opened)". This arrangement is only book adjustment and there is no cash outflow.

6. The Assistant Secretary to Government, Animal Husbandry Dairy Development and Fisheries Department shall prepare an adjustment bill as indicated at Para 5 above .

7. The Director of Animal Husbandry shall take further necessary action for obtaining supplementary grants for Rs.15,38,79,000/- at the appropriate time during the current financial year 2010-11.

8. This order issues with the concurrence of Finance Department vide their U.O. No.10729/46/A1/Exp.AHF/10 dated 1.5.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R. KISHORE,
Special Chief Secretary to Government. (FAC)

To

The Director of Animal Husbandry, Hyderabad.

The Member-Convenor & Managing Director,

Andhra Pradesh Sheep and Goat Development Cooperative Federation Limited, Hyderabad.

The Managing Director, A.P. Meat Development Corporation Ltd., Hyderabad.

Copy to:

The Finance (Expr.AHFFCS&E) Department.

The Finance (BG.II) Department.

The Accountant General, A.P., Hyderabad.

The Public Enterprises Department.

The Director of Treasuries & Accounts, Hyderabad.

The Pay & Accounts Officer, Hyderabad.

// FORWARDED :: BY ORDER //

SECTION OFFICER